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JUN 27 2003

OFFICE OF PETITIONS

In re Application of :
Kari T. Teraslinna :
Application No. 09/764,486 : DECISION ON PETITION
Filed: January 9, 2001 : UNDER 37 CFR 1.137(b)
Attorney Docket No. 05043P011 :
:

This is a decision on the petition, filed May 21, 2003, under 37 CFR 1.137(f), which is being treated as a petition under 37 CFR 1.137(b) to revive the instant nonprovisional application.

The petition is dismissed as MOOT.

In the instant application, the Office was notified within forty-five (45) days, of the foreign filing of an application. Therefore, this application is not regarded as abandoned. As such, the filing of a petition to revive is unnecessary and is dismissed as involving a moot issue. See Notice published on www.USPTO.gov on June 6, 2003, which clarifies the USPTO's interpretation of the provisions of 35 U.S.C. § 122(b)(2)(B)(ii)-(iv).

Since this application is not in fact abandoned for the reason stated above, the petition fee of \$1300 is being credited to Deposit Account No. 02-2666 as authorized.

This application is being forwarded to Technology Center Art Unit 2157 for examination in due course.

Any inquiries concerning this decision may be directed to the undersigned at (703) 305-8859.

Karen Creasy

Karen Creasy
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy